

MONTANA 10th JUDICIAL DISTRICT COURT, JUDITHA COUNTY, DAVIS
CLERK OF THE
DISTRICT COURT
JENNIFER A. TAYLOR

IN THE MATTER OF THE PETITION OF)
Martin CREEK WATER USERS) Cause No. 2023 FEB -8 P 1:03
TO ENFORCE WATER COURT DECREE) DY-23-2023-3 FILED
AND APPOINT A WATER COMMISSIONER)
BY Julia Lilegan
DEPUTY

**PETITION TO ENFORCE WATER COURT DECREE AND
APPOINT WATER COMMISSIONER**

This petition is brought under Sections 3-7-212, 85-2-406(4), and 85-5-101, MCA. The holders of at least fifteen percent (15%) of the water rights on MARTIN Creek petition the District Court for an order to enforce the PRELIMINARY Decree issued by the Montana Water Court for the portion of Basin 41R described as:

Water rights in the ARROW CREEK River basin diverted or beneficially used from MARTIN (Creek) (River):

between its confluence with the _____ (Creek) (River) and its confluence with _____ (Creek) (River)

(OR) from its headwaters to its confluence with DAVIS (Creek) (River) with MARTIN (Creek) (River);

(OR) the entire _____ (Creek) (River) from its headwaters and its confluence with _____ (Creek) (River); and the mainstem of _____ (Creek) (River);

(OR) from its confluence with the _____ (Creek) (River) to the U.S.G.S. gauging station at _____.

The following tributaries are included in this petition: *(Here list the tributaries where you seek enforcement, or write "All", or "None.")*

We respectfully request that the Court: (1) refer this matter to the Montana Water Court pursuant to section 85-2-406(4), MCA; and (2) request that the Water Court provide the

appropriate tabulations or lists of all existing rights and their relative priorities which are needed to enforce the Water Court decree on the above identified source.

We request that this Court appoint ANY ONE as a water commissioner to enforce the Water Court decree on MARTIN Creek.

Respectfully submitted this 7 day of FEB. 2023.

DEIDREA ANNALA

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DANIEL ANNALA